IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1085 OF 2006

State of Maharashtra ..Appellant
Vs.
Vinod Sevaram Sharma @ Lambu & Ors. ..Respondents

Dr.F.R.Shaikh,Add.P.P. for the Appellant.
None for the Respondents.

CORAM :- DR.S.RADHAKRISHNAN &
SMT.R.S.DALVI,JJ.

DATE : 24TH SEPTEMBER,2007

P.C.

1 Heard the learned A.P.P.for the State.

Perused the report of the Assistant Commissioner of Police dated 1st August,2007. The above Appeal was filed by the State against the order of acquittal in the year 2006. The Respondents accused are not traceable at all. It appears that the Respondents have no property of whatsoever. Under the aforesaid facts and circumstances of the case, we dismiss the above Appeal.

2. We make it clear that in the event the Respondents are arrested and the State is able to produce the Respondents before this Court, the State is at liberty to get restored the above Appeal.

(SMT.R.S.DALVI,J.) **(DR.S.RADHAKRISHNAN,J.)**